

CIVIL DOCKET
UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS				
DR. JAMES EMORY SEASHOLTZ and WELCH MEDICAL CENTER vs CONNECTICUT GENERAL LIFE INSURANCE COMPANY		For plaintiff: Pro Se 1124 East Grand Springfield, Missouri 65804 417-869-9738 52585 Base St. New Baltimore, Michigan 48047 Larry A. McSoud 630 West 7th Tulsa, OK 74127 584-4168 For defendant: Glenn R. Davis Boesche, McDermott & Eskridge 1300 Natl. Bank of Tulsa Bldg. Tulsa, Okla. 74103				
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.	
J.S. 5 mailed 3-1-73	Clerk	2-20-73	Seasholtz	15 00		
		2-22-73	C.D.No.37		15 00	
J.S. 6 mailed 12-1-73	Marshal					
Basis of Action: Judgment on insurance policy	Docket fee					
	Witness fees					
Action arose at:	Depositions					

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-20-73	Civil Petition based upon insurance contract, filed. Summons issued.	hm
2-22-73	Return on summons, filed. Served Connecticut Gen. Life Ins. Co. by serving Sam R. Reda, Jr., in Tulsa, Okla. on 2-22-73. (Fees: \$5.00)	hm
3-5-73	Interrogatories to President of Conn. Gen. Life Ins. Co., filed.	hm
3-13-73	Motion for extension of time in which to plead or answer, filed.	hm
3-13-73	Order extending time to plead or answer, filed, granting deft. until 3-29-73 to plead or answer. (JCS-Clerk)	hm (copies mailed)
3-28-73	<u>Answer</u> of def., filed.	rm
6-18-73	Ordered by the Court that parties are directed to hold PT conf. by 7-23-73 and file PT order not later than 7-30-73. (AEB-J)	jj
7-30-73	Deft's <u>Pltf's</u> Mtn. to Dismiss, filed.	jj
7-30-73	Brief in Support of Mtn. to Dismiss, filed.	jj
8-1-73	Answer to defts' motion to dismiss, filed.	hm
10-22-75	Case called for hearing on deft's motion to dismiss before magistrate. Parties present. Deft's motion is sustained. Deft. to prepare F&R & order in 10 days. (MLB-Mag)	b
10-30-75	Findings & Recommendation of Magistrate, filed, that Defendant's Motion to Dismiss Plaintiffs' complaint be sustained. (MLB-Mag)	k cps mld
11-12-75	Order of Dismissal at Plaintiffs costs, filed and entered. (AEB-J)	tc Copies mailed to deft.
12-12-75	Motion of Lawrence McSoud to w/draw as atty. of record for pltf. James Seasholtz, filed.	k
12-15 1976	Ordered that Lawrence A. McSoud, Atty be hereby allowed to withdraw as attorney of record for the Pltf. James E. Seasholtz, filed.	(AEB-J)tc
1-19-76	Appli. for Allowance of Atty's (pltf's) fees, filed.	lm
1-26	Atty's for Pltf Time Records, filed.	jj
2-9	Findings and Recommendations of Special Master as to Attorneys' Fees, filed.	g
2-9	MO: Parties are advised that the Report of Special Master was filed this date. Pursuant to the agreement of the parties at the hearing on 1-27-76, all objections must be filed 2 days thereafter, taking into consideration the provisions of Rule 6(e) of the FRCP which provides that when service is made by mail an additional 3 day period is computed from time of such service. Said notice of Special Master's Report shall be served by certified mail, return receipt requested. (AEB-J)	g
2-17	Pltf's Motion to accept special Master's Report and to deny Intervenor's Exceptions and Motions to correct & recommendations, filed.	t (With Bf. apart of Motion)
2-23	Statement of no exceptions to Sp. Master's Report, filed by Ira John Seasholtz.	g

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>73-C-57</u>
Dr. James Emory Seasholtz & Welch Medical Center		Connecticut General Life Ins. Co.	PAGE <u>3</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
1976			
2-27-76		<p>Order filed, <u>Ordered</u> that the "Exceptions" & Mot. filed by the Intervenor be and the same is hereby overruled. <u>Ordered</u> that the F/R of the Special Master be and the same are hereby affirmed and adopted by this Court. <u>Ordered</u> that attys' fees be allowed as follows: Stipe, Gossett, <u>Stipe</u> & Harper from the recovery of James Emory Seasholtz \$750.00, Lawrence A. McSoud from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger and Lawrence A. McSoud from the recovery of Harold W. Brooks, \$5,408.00., J. R. Hall, Jr. and Joseph Mountford from the recovery of Ira John Seasholtz \$10,201.37.(AEB-J)t cps. mld.</p>	
2-27-76		<p>Judgment filed and entered; that judg. is hereby entered against the U.S.A. for D.H.E. & W. in the amount of \$73,675.24 & judg. is entered against the State of Okla., Dept. of Public Welfare, in the amt. of \$47,739.70 which amount totals \$121,414.94 and which judg. is in favor of the following recipients for the following amounts: James Emory Seasholtz \$78,398.76, Ira John Seasholtz \$20,402.74, Harold W. Brooks \$22,613.44 for a total of \$121,414.94. <u>Ordered</u> that judg. is hereby entered against the State of Okla. Dept. of Public Welfare, in the amt of \$10,827.70, which judg. is in favor of Healthco, Inc., d/b/a Murray Myers Co. & Murray Myers X-Ray Co. <u>Ordered</u> that Ira John Seasholtz & Harold W. Brooks are hereby made parties to this action to enable them to participate in the entry, payment and satisfaction of this judgment. <u>Ordered</u> that judg. in favor of Ira John Seasholtz in the amt. of \$20,402.74 may be satisfied by the U.S.A. & the State of Okla. by the payment of such amount to Ira John Seasholtz by delivering said payment to his attorneys, J. R. Hall, Jr. & Joe Mountford. <u>Ordered</u> that the judg. in favor of Harold W. Brooks in amt. of \$22,613.44 may be satisfied by the U.S.A. & the State of Okla. by the payment of said amount, less a sum of \$6,087.96, deducted because of an Internal Revenue Service tax levy, or a net amount of \$16,525.48 by delivering said net amount to the attys for Harold W. Brooks, Lawrence A. McSoud & W. L. Steger. <u>Ordered</u> that judg. in favor of Healthco, Inc. d/b/a Murray Myers Co. & Murray Myers X-Ray Co. in amt of \$10,827.70 may be satisfied by the State of Okla., Okla. Dept. of Public Welfare, by Payment of said amt. of Healthco, Inc., d/b/a Murray Myers Co. & Murray Myers X-Ray Co. by delivering said payment to its attorney, Ross Hutchins. <u>Ordered</u> that judg. in favor of James Emory Seasholtz in the amt. of \$78,398.76 may be satisfied by the U.S.A. & the State of Okla. by the payment of such amt. of James Emory Seasholtz by delivering said payment to his attorneys, Lawrence A. McSoud, W. O. Steger and Gene Stipe. <u>Ordered</u> that all claims and causes of action asserted in these actions, except those reduced to judg. herein, are hereby dismissed with prejudice.(AEB-J)t cps. mld.</p>	

Judg. should not have been entered on this docket sheet. T

PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	

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